

SEMINOLE COUNTY GOVERNMENT AGENDA MEMORANDUM

SUBJECT: Assignment of RFP-411-97/BJC -Information Services and Systems Agreement

DEPARTMENT: Administrative Services

DIVISION: Purchasing and Contracts

AUTHORIZED BY: Frank Raymond

CONTACT: Robert Bradley

EXT: 7113

MOTION/RECOMMENDATION:

Assignment of RFP-0411-97/BJC - Information Services and Systems Agreement from HTE, Inc. , Lake Mary, Florida, to SunGard Public Sector, Lake Mary, Florida.

County-wide

Ray Hooper

BACKGROUND:

RFP-411-97/BJC provides hardware and software for the County's Information and Services Systems through the County's Information and Technology Services Department.

HTE, Inc. was purchased by SunGard Public Sector, Inc., a firm that has agreed to take over the Agreement with the same terms and conditions as awarded by the Seminole County Board of County Commissioners on June 24, 2003. The attached backup documentation includes a copy of SunGard Public Sector, Inc. letter dated February 11, 2008. The current Agreement period will expire on September 30, 2008, and the County has the option to exercise two (2) one year each renewals.

STAFF RECOMMENDATION:

Staff recommends that the Board approve the assignment of RFP-0411-97/BJC - Information Services and Systems Agreement from HTE, Inc. , Lake Mary, Florida, to SunGard Public Sector, Lake Mary, Florida.

ATTACHMENTS:

1. Assignment from HTE to Sunguard Public Sector
2. RFP-411-97 Agenda Backup


Additionally Reviewed By:

☒ County Attorney Review (Ann Colby)

**ASSIGNMENT OF INFORMATION SERVICES AND SYSTEMS AGREEMENT
(RFP-411-97/BJC)**

THIS ASSIGNMENT is made and entered into this ____ day of _____, 20__, by and between **HTE, INC.**, whose address is 1000 Business Center Drive, Lake Mary, Florida 32746, hereinafter called "ASSIGNOR", **SUNGARD PUBLIC SECTOR, INC.**, whose address is 1000 Business Center Drive, Lake Mary, Florida 32746, hereinafter called "ASSIGNEE," and **SEMINOLE COUNTY**, a political subdivision of the State of Florida, whose address is Seminole County Services Building, 1101 East First Street, Sanford, Florida 32771, hereinafter called "COUNTY".

W I T N E S S E T H:

WHEREAS, COUNTY and ASSIGNOR entered into an Information Services and Systems Agreement (RFP-411-97/BJC) on September 10, 1997, as amended, whereby ASSIGNOR  agreed to provide COUNTY with services, hardware and software for the COUNTY's Information Services Technology Department on a continuing basis; and

WHEREAS, ASSIGNOR, as of January 1, 2008, wishes to transfer its rights, duties and responsibilities under said Agreement to the ASSIGNEE; and

WHEREAS, both majority shareholders and executives of ASSIGNOR desire this assignment; and

WHEREAS, Section 13 of the Agreement dated September 10, 1997 between COUNTY and ASSIGNOR requires that the Agreement not be assigned by the parties without prior written consent of the other party, and in such cases, only by a document of equal dignity therewith; and

WHEREAS, COUNTY, ASSIGNOR and ASSIGNEE all feel that assignment of this Agreement to ASSIGNEE will best serve the needs of all parties,

NOW, THEREFORE, in consideration of the mutual understandings and covenants set forth herein, COUNTY, ASSIGNOR and ASSIGNEE agree as follows:

(1) ASSIGNOR assigns all of its rights in that certain Agreement with the COUNTY, dated September 10, 1997, for information services and systems (RFP-411-97/BJC) to ASSIGNEE, effective immediately.

(2) ASSIGNEE accepts the above assignment and agrees to be bound by all of the terms and conditions of that Agreement dated September 10, 1997 to be performed on the part of ASSIGNOR, and ASSIGNEE agrees to indemnify COUNTY against any and all liabilities under that Agreement, effective immediately.



(3) COUNTY hereby consents ~~to~~ the foregoing assignments between ASSIGNOR and ASSIGNEE of those contracted rights and duties as set forth in the Agreement dated September 10, 1997.

(Signature Page Follows)

IN WITNESS WHEREOF, the parties hereto have made and executed this Assignment on the date below written.

ATTEST:

HTE, INC.

By: _____

(CORPORATE SEAL)

Date: _____

ATTEST:

SUNGARD PUBLIC SECTOR, INC.

By: _____

(CORPORATE SEAL)

Date: _____

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA



MARYANNE MORSE
Clerk to the Board of
County Commissioners of
Seminole County, Florida.

By: _____

BRENDA CAREY, Chairman

Date: _____

For the use and reliance
of Seminole County only.

Approved as to form and
legal sufficiency.

As authorized for execution
by the Board of County Commissioners
at their _____, 20____
regular meeting.

County Attorney

AEC:sjs
2/15/08

P:\Users\Legal Secretary CSB\Purchasing 2008\Agreements\RFP-411-97 Assignment.doc

SUNGARD® PUBLIC SECTOR

www.sungardps.com • 407-304-3235 • 800-727-8088 toll-free

February 11, 2008

Karan Carmona
Seminole County, FL
Accounting Specialist
Information Technology Services
(P) 407.665.1009
(F) 407.665.1110

RE: Change in name and ownership of H.T.E., Inc.

Dear Ms. Carmona:

This is in response to your email dated February 11, 2008

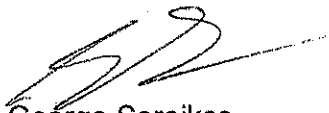
In 2003, H.T.E., Inc. was acquired by SunGard Data Systems Inc. In conjunction with the acquisition, H.T.E., Inc. became known as SunGard HTE Inc. Enclosed is a copy of the document evidencing the events, filed with the Secretary of State for the State of Florida.

On January 1, 2008, SunGard HTE Inc. was renamed and became known as SunGard Public Sector Inc. Enclosed is a copy of the document evidencing the events, filed with the Secretary of State for the State of Florida.

The rights and obligations of H.T.E., Inc. and SunGard HTE Inc. (each renamed and now called "SunGard Public Sector Inc.") under its agreement with Seminole County, Florida remain binding and in effect.

Thank you for your inquiry and this opportunity to be of service. If further information is necessary, do not hesitate to contact us.

Yours truly,



George Sereikas
Manager, Contracts Services

State of Florida



Department of State

I certify from the records of this office that H.T.E., INC. which changed its name to SUNGARD HTE INC. on May 28, 2003, is a corporation organized under the laws of the State of Florida, filed on October 21, 1981.

The document number of this corporation is F50372.

I further certify that said corporation has paid all fees due this office through December 31, 2003, that its most recent annual report/uniform business report was filed on April 24, 2003, and its status is active.

I further certify that said corporation has not filed Articles of Dissolution.



CR2EO22 (2-03)

Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capitol, this the
Second day of February, 2004

Glenda E. Hood

Glenda E. Hood
Secretary of State